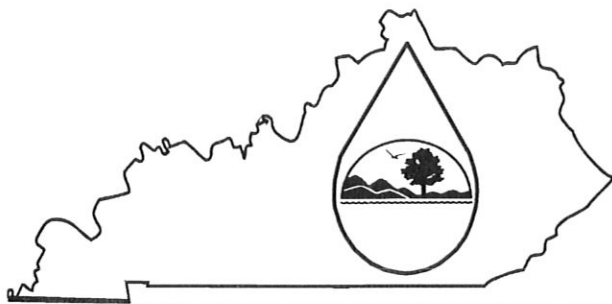


US EPA ARCHIVE DOCUMENT

KPDES FORM 1



KENTUCKY POLLUTANT DISCHARGE ELIMINATION SYSTEM

PERMIT APPLICATION

This is an application to: (check one)

- ☐ Apply for a new permit.
☐ Apply for reissuance of expiring permit.
☐ Apply for a construction permit.
☒ Modify an existing permit.

Give reason for modification under Item II.A.

A complete application consists of this form and one of the following:

Form A, Form B, Form C, Form F, or Form SC

For additional information contact:

KPDES Branch (502) 564-3410

AGENCY USE									
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I. FACILITY LOCATION AND CONTACT INFORMATION

A. Name of Business, Municipality, Company, Etc. Requesting Permit
FDCD Coal, Inc.

B. Facility Name and Location

Facility Location Name:

Spurlock Plant

Facility Location Address (i.e. street, road, etc., **not P.O. Box**):

Spurlock Creek

Facility Location City, State, Zip Code:

Printer, Kentucky 41655

D. Owner's name (if not the same as in part A and C):

Owner's Mailing Address:

C. Primary Mailing Address (all facility correspondence will be sent to this address). **Include owner's mailing address (if different) in D.**

Facility Contact Name and Title: Mr. ☒ Ms. ☐

D. Edward Brown, Vice President

Mailing Address:

P.O. Box 1200

Mailing City, State, Zip Code:

Robinson Creek, Kentucky 41560

Facility Contact Telephone Number:

606-639-9675

Owner's Telephone Number (if different):

859-543-0515

II. FACILITY DESCRIPTION

A. Provide a brief description of activities, products, etc: This minor revision applicant proposes to include off-permit disturbance areas, the as-built locations of Ponds 17, 18, and 19 and the area associated with each as-built constructed pond, to add 0.24 acres for road 17, the as-built certifications for roads 1, 4 and 9, to include the MSHA plans for Stage 3A construction of the existing refuse fill. Ponds #11 and pond #13 will be deleted. Pond #13 will remain in place until Pond #14 is constructed once mining resumes in this area, until then pond #13, 18 and 19 will take care of all drainage in that watershed. This revision also updates all culverts and existing roads. It also redesignates 1.80 acres of Mining to Storage/ loading area.

B. Standard Industrial Classification (SIC) Code and Description

Principal SIC Code &
Description:

2121 MINING

Other SIC Codes:

III. FACILITY LOCATION

A. Attach a U.S. Geological Survey 7 1/2 minute quadrangle map for the site. (See instructions)

B. County where facility is located:

Floyd County

City where facility is located (if applicable):

Printer, KY

C. Body of water receiving discharge:

Spurlock Creek of the Left Fork of Beaver Creek

D. Facility Site Latitude (degrees, minutes, seconds):

37° 31' 25"

Facility Site Longitude (degrees, minutes, seconds):

82° 43' 30"

E. Method used to obtain latitude & longitude (see instructions):

Topographic Map

F. Facility Dun and Bradstreet Number (DUNS #) (if applicable):

N/A

IV. OWNER/OPERATOR INFORMATION**A. Type of Ownership:**

☐ Publicly Owned ☒ Privately Owned ☐ State Owned ☐ Both Public and Private Owned ☐ Federally owned

B. Operator Contact Information (See instructions)

Name of Treatment Plant Operator:

Blackhawk Mining, LLC

Telephone Number:

606-285-3307

Operator Mailing Address (Street):

P.O. Box 1200

Operator Mailing Address (City, State, Zip Code):

Robinson Creek, Kentucky 41560

Is the operator also the owner?

Yes ☒ No ☐

Is the operator certified? If yes, list certification class and number below.

Yes ☐ No ☐

Certification Class:

Certification Number:

V. EXISTING ENVIRONMENTAL PERMITS

Current NPDES Number:

Issue Date of Current Permit:

Expiration Date of Current Permit:

Number of Times Permit Reissued:

Date of Original Permit Issuance:

Sludge Disposal Permit Number:

Kentucky DOW Operational Permit #:

Kentucky DSMRE Permit Number(s):

836-8068 R15

Which of the following additional environmental permit/registration categories will also apply to this facility?

CATEGORY	EXISTING PERMIT WITH NO.	PERMIT NEEDED WITH PLANNED APPLICATION DATE
Air Emission Source	N/A	
Solid or Special Waste	N/A	
Hazardous Waste - Registration or Permit	N/A	

VI. DISCHARGE MONITORING REPORTS (DMRs)

KPDES permit holders are required to submit DMRs to the Division of Water on a regular schedule (as defined by the KPDES permit). Information in this section serves to specifically identify the name and telephone number of the DMR official and the DMR mailing address (if different from the primary mailing address in Section I.C).

A. DMR Official (i.e., the department, office or individual designated as responsible for submitting DMR forms to the Division of Water):

Turner Technology, Inc.

DMR Official Telephone Number:

606-886-9143

B. DMR Mailing Address:

- Address the Division of Water will use to mail DMR forms (if different from mailing address in Section I.C), or
- Contact address if another individual, company, laboratory, etc. completes DMRs for you; e.g., contract laboratory address.

DMR Mailing Name:

Turner Technology, Inc.

DMR Mailing Address:

248 W Court Streek

DMR Mailing City, State, Zip Code:

Prestonsburg, Kentucky 41653

VII. APPLICATION FILING FEE

KPDES regulations require that a permit applicant pay an application filing fee equal to twenty percent of the permit base fee. Please examine the base and filing fees listed below and in the Form 1 instructions and enclose a check payable to "Kentucky State Treasurer" for the appropriate amount (for permit renewals, please include the KPDES permit number on the check to ensure proper crediting). Descriptions of the base fee amounts are given in the "General Instructions."

Facility Fee Category:

Surface Mining Operation

Filing Fee Enclosed:

\$660.00

VIII. CERTIFICATION

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

NAME AND OFFICIAL TITLE (type or print):

Mr. ☒ Ms. ☐ D. Edward Brown, Vice President

SIGNATURE



TELEPHONE NUMBER (area code and number):

859-543-0515

DATE:

4-14-2011

Return completed application form and attachments to: KPDES Branch, Division of Water, Frankfort Office Park, 14 Reilly Road, Frankfort, KY 40601. Direct questions to: KPDES Branch at (502) 564-3410.